



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Mark McQueen

Serial No.: 09/146,851

Filed: September 3, 1998

**For: ESD/EOS PROTECTION
STRUCTURE FOR INTEGRATED
CIRCUIT DEVICES (AS AMENDED)**

Confirmation No.: 9940

Examiner: J. Fenty

Group Art Unit: 2815

**Attorney Docket No.: 2269-3522.2US
(97-1080.00/US)**

Notice of Allowance Mailed:

February 12, 2004

Express Mail Mailing Label No.: EV 325774353 US

Date of Deposit with USPS: May 7, 2004

Person making Deposit: Christopher Haughton

TRANSMITTAL LETTER

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant submits herewith Part B - Fee(s) Transmittal for the above-captioned application and a check in the amount of \$1,645.00 in payment therefor plus five (5) copies of the patent when issued.

Also, enclosed is an Amendment Pursuant to 37 C.F.R. § 1.312(a) (11 pages); Comments on Statement of Reasons for Allowance (2 pages); and Fee Addressee for Receipt of PTO Notices Relating to Maintenance Fees (2 pages).

Applicant understands that no additional fees are required. However, if the Office determines that any comparison fees or other additional fees are required, the Commissioner is authorized to charge any such fees to TraskBritt Deposit Account No. 20-1469. A copy of this Transmittal Letter is enclosed for deposit account charging purposes.

Respectfully submitted,



Joseph A. Walkowski
Registration No. 28,765
Attorney for Applicant(s)

TRASKBRITT
P.O. Box 2550
Salt Lake City, Utah 84110-2550
Telephone: 801-532-1922

Date: May 7, 2004
JAW/ps:ljb

Enclosures: Part B - Issue Fee Transmittal
Check No. 20238 in the amount of \$1,645.00
Copy of Transmittal Letter
Amendment Pursuant to 37 C.F.R. § 1.312(a) (11 pages)
Comments on Statement of Reasons for Allowance (2 pages)
Fee Addressee for Receipt of PTO Notices Relating to Maintenance Fees (2 pages)

Document in ProLaw



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COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The Examiner indicates:

It is respectfully submitted that Per Applicant's Remarks, filed 01/07/04, the Watanabe reference in view of the Fukuda reference fails to teach or suggest all of the limitations of independent claim 3, as proposed in the current amendment. More particularly, the Watanabe reference in view of the Fukuda reference fails to teach or suggest a transistor comprising, in part, at least one upper source contact

extending through a second barrier layer, the at least one upper source contact being in electrical communication with an individual source contact land, *and* at least one upper drain contact extending through a second barrier layer, the at least one upper drain contact being in electrical communication with an individual drain contact land.

Applicant concurs with the reasons as stated by the Examiner insofar as the reasons comprise a summary, and are exemplary and not limiting. However, additional independent claims (claims 21, 29, 30, 31, and 32) have been allowed, which include other and different language than that specified by the Examiner. In addition, the allowed dependent claims include other and further features and elements. Accordingly, the scope of the claims must be determined from the literal language of each as a whole, as well as equivalents thereof.

Respectfully submitted,



Joseph A. Walkowski
Registration No. 28,765
Attorney for Applicant(s)

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Salt Lake City, Utah 84110-2550
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